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November 15, 2001

WRITER'S DIRECT DIAL NUMBER (225) 381-0257

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Commissioner for Patents BOX MISSING PARTS Washington, DC 20231

RE: Eugene A. Woltering *et al.*, "Three-dimensional Ex Vivo Angiogenesis System," SN 09/866,296, filed May 25, 2001 (File Ref. 98M06.1 Woltering)

Dear Sir:

Applicant is entitled to small entity status under 37 C.F.R. § 1.27, and small entity status is hereby claimed.

Enclosed for filing are the following:

- 1. Part 2 of Notice to File Missing Parts of Application;
- 2. 2-page original oath for patent application executed on November 13, 2001 by Eugene A. Woltering and Seza A. Gulec;
- 3. Petition and Fee for Extension of Time under 37 C.F.R. § 1.136(a);
- 4. Check for \$265.00 for the missing parts surcharge with extension fee, paid as a small entity;
- 5. 1-page Fee transmittal sheet;
- 6. 1-page First Class Mailing Certificate;
- Return postcard acknowledging receipt of the above items.

Very truly yours,

TAYLOR, PORTER, BROOKS & PHILLIPS, L.L.P.

John H. Runnels

Reg. No. 33,451

JHR:sjc Enclosures



### PATENT APPLICATION

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventors:

Eugene A. Woltering et al.

Serial No.:

09/866,296

Filing Date:

May 25, 2001

Title:

Three-dimensional Ex Vivo Angiogenesis System

Atty File No.:

98M06.1 Woltering

#### CERTIFICATE OF FIRST CLASS MAILING

I hereby certify that the listed enclosures are being deposited with the United States

Postal Service as first class mail in an envelope addressed to: Commissioner for Patents,

BOX MISSING PARTS, Washington, D.C. 20231 on November 15, 2001.

- Cover letter
- Part 2 Notice to File Missing Parts of Application
- Oath signed by Eugene A. Woltering and Seza A. Gulec on November 13, 2001
- Petition and Fee for Extension of Time
- Fee Transmittal sheet
- Check for \$265 for missing parts surcharge and extension fee
- Return postcard verifying receipt of the listed enclosures

John H. Runnels

Registration No. 33,451

November 15, 2001





COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 2023

www.uspto.gov

APPLICATION NUMBER

FILING/RECEIPT DATE

T NAMED APPLICANT

ATTORNEY DOCKET NUMBER

98M06.1 Woltering

09/866,296

05/25/200

agene A. Woltering

CONFIRMATION NO. 4311

25547
PATENT DEPARTMENT
TAYLOR, PORTER, BROOKS & PHILLIPS, L.L.P
P.O. BOX 2471
BATON ROUGE, LA 70821

FORMALITIES LETTER

\*OC000000006409888\*

Date Mailed: 08/10/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

#### Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

15/2002 MBERHE | 00000048 09866296

11 FC:205 65.00 GP





PTO/SB/17 (XX-XX)

Approved for use through 10/31/2002. OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no case are required or espond to a collection of information unless it displays a valid OMB control number.

# FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT \$265.00

Complete if Known					
Application Number	09/866,296				
Filing Date	May 25, 2001				
First Named Inventor	Eugene A. Woltering				
Examiner Name					
Group Art Unit	1642				
Attorney Docket No.	98M06.1 Woltering				

METHOD OF PAYMENT		FEE CALCULATION (continued)					
1. The Commissioner is hereby authorized to charge indicated fees and credit any overnayments to:		3. ADDITIONAL FEES					
indicated fees and credit any overpayments to:  Deposit	Large I	Large Entity Small Entity Fee Fee Fee Fee Fee Fee Description Fee Pai			Fee Paid		
Account Number 20-0096	Code 105	(\$) 130	Code 205	(\$) 65	Surcharge - late filing fee or oath	65.00	
Deposit Account Taylor Porter Brooks & Phillips	127	50	227		Surcharge - late provisional filing fee or cover	03.00	
Name Taylor Forter Brooks & Thimps		130	139	130	Non - English specification		
Charge Any Additional Fee Required Under 37 CFR §§ 1.16 and 1.17	139 147	2,520			For filing a request for ex parte reexamination		
Applicant claims small entity status.  See 37 CFR § 1.27	112	920*	112		Requesting publication of SIR prior to Examiner action		
2. X Payment Enclosed:	113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action		
Check Credit card Money Other	115	110	215	55	Extension for reply within first month		
FEE CALCULATION	116	400	216	200	Extension for reply within second month	200.00	
1. BASIC FILING FEE	117	920	217	460	Extension for reply within third month		
Large Entity Small Entity	118	1,440	218	720	Extension for reply within fourth month		
Fee Fee Fee Fee Description Code (\$) Code (\$) Fee Paid	128	1,960	228	980	Extension for reply within fifth month		
101 740 201 370 Utility filing fee	119	320	219	160	Notice of Appeal		
106 330 206 165 Design filing fee	120	320	220	160	Filing a brief in support of an appeal		
107 510 207 255 Plant filing fee	121	280	221	140	Request for oral hearing		
108 740 208 370 Reissue filing fee	138	1,510	138	1,510	Petition to institute a public use proceeding		
114 160 214 80 Provisional filing fee	140	110	240	55	Petition to revive - unavoidable		
SUBTOTAL (1)	141	1,280	241	640	Petition to revive - unintentional		
O EVEDA OLAIM FEES	142	1,280	242	640	Utility issue fee (or reissue)		
2. EXTRA CLAIM FEES  Fee from	143	460	243	230	Design issue fee		
Extra Claims below Fee Paid	144	620	244	310	Plant issue fee		
Total Claims	122	130	122	130	Petitions to the Commissioner		
Claims Substitute Claims Subst	123	50	123	50	Processing fee under 37 CFR § 1.17(q)		
Large Entity Small Entity	126	180	126	180	Submission of Information Disclosure Statement		
Fee Fee Fee Fee Description Code (\$) Code (\$)	581	40	581	40	Recording each patent assignment per property (times number of properties)		
103 18 203 9 Claims in excess of 20	146	740	246	370	Filing a submission after final rejection (37 CFR § 1.129(a))		
102 84 202 42 Independent claims in excess of 3 104 280 204 140 Multiple dependent claim, if not paid	149	740	249	370	For each additional invention to be examined (37 CFR § 1.129(b))		
109 84 209 42 ** Reissue independent claims	179	740	279	370	Request for Continued Examination (RCE)		
over original patent	169	900	169	900	Request for expedited examination		
110 18 210 9 ** Reissue claims in excess of 20 and over original patent	O+b.	or faa /	rnacif.		of a design application		
		Other fee (specify)					
SUBTOTAL (2) \$0.00							
**or number previously paid, if greater; For Reissues, see above	*Red	luced b	y Basic	Filing	Fee Paid SUBTOTAL (3)	\$265.00	
Complete (f applicable)							

SUBMITTED BY

Name (Pnnt/Type)

Signature

Complete (if applicable)

Registration No (Attorney/Agegs)

Reg. 33,451

Telephone

(225) 387-3221

Date

November 15, 2001

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